

COUNTY COUNCIL  
OF  
HARFORD COUNTY, MARYLAND

BILL NO. 82-45

Introduced by Council President John W. Hardwicke at the request  
of the Charter Review Board

Legislative Day No. 82-22 Date July 6, 1982

AN EMERGENCY ACT to propose an amendment to Article III, titled, Executive Branch, by repealing and re-enacting Section 312, subtitled, Director of Administration, and by repealing in its entirety Article X, titled, Transitional Provisions; to provide that the Director of Administration be the Budget Officer of the County; to further provide for the duties of the Budget Officer; to further provide for the deletion of the transitional provisions established at the inception of the Charter form of government in Harford County; and to further provide for the submission of this amendment to the legally qualified voters of Harford County for their adoption or rejection in accordance with Section 905 of the Charter of Harford County, Maryland.

By the Council, July 6, 1982

Introduced, read first time, ordered posted and public hearing scheduled

on: August 3, 1982

at: 6:00 P.M.

By Order: Angela M. Hardwicke, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on August 3, 1982 and concluded on August 3, 1982.

Angela M. Hardwicke, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. 82-45

1 Section 1. *Be It Enacted By The County Council of Harford*  
2 *County, Maryland*, that Article III, Section 312 of the Charter of  
3 Harford County, Maryland, titled, Executive Branch, subtitled,  
4 Director of Administration, be, and it is hereby repealed and re-  
5 enacted with amendments, and that Article X, titled, Transitional  
6 Provisions, shall be repealed in its entirety, all to read as  
7 follows:

8 Article III. Executive Branch.

9 Section 312. Director of Administration. The County Executive  
10 shall appoint a Director of Administration, subject to confirma-  
11 tion by the Council as required by Section 223 of this Charter,  
12 who shall be selected on the basis of his qualifications as a  
13 professional administrator and shall serve at the pleasure of the  
14 County Executive. The Director of Administration shall perform  
15 administrative duties and exercise general supervision over the  
16 agencies of the Executive Branch as the County Executive may  
17 direct. Prior to assuming the duties of his office, he shall be  
18 domiciled in the County. THE DIRECTOR OF ADMINISTRATION SHALL BE  
19 THE BUDGET OFFICER. THE CHIEF BUDGET OFFICER OF THE COUNTY SHALL  
20 CAUSE TO BE PREPARED AND SUBMITTED TO THE COUNTY EXECUTIVE FOR  
21 APPROVAL AND SUBMISSION TO THE COUNCIL ALL COUNTY BUDGETS,  
22 PREPARED IN THE MANNER AND FORM PROVIDED IN ARTICLE V OF THIS  
23 CHARTER, AND SHALL STUDY THE ORGANIZATION, METHODS, AND PRO-  
24 CEDURES OF EACH AGENCY OF THE COUNTY GOVERNMENT AND SUBMIT TO THE  
25 COUNTY EXECUTIVE PERIODIC REPORTS ON THEIR EFFICIENCY AND ECONOMY.

26 [Article X. Transitional Provisions.

27 Section 1001. Nature of this Article. The provisions of this  
28 Article relate to the transition from the existing Commissioner  
29 form of government to the form of government provided in this  
30 Charter. Where inconsistent with the foregoing Articles of this  
31 Charter the provisions of this Article shall constitute exceptions  
32 thereto.

1 Section 1002. Manner of Election of the First Council and the  
2 First County Executive. In order that this Charter may become  
3 operative promptly after it becomes law, the seven members of the  
4 first Council and the first County Executive shall be elected at  
5 a special election to be held on Tuesday, December 12, 1972. At  
6 the time of this special election, five of the Councilmen shall  
7 each reside in a different one of the five existing Commissioner  
8 Districts. The County Executive, the President of the Council  
9 and the Councilman-at-large may reside anywhere in the County.

10 Section 1003. Manner of Nomination of Candidates for the First  
11 Council and the First County Executive. If authorized by a  
12 public local law of the Maryland General Assembly nominations of  
13 candidates for the first Council and first County Executive shall  
14 be made by a party primary election to be held in conjunction  
15 with the November 7, 1972, General Election or by petition, in  
16 accordance with Article 33 of the Annotated Code of Maryland.

17 Section 1004. Alternative Provisions for Elections. In the  
18 event that authority to implement the nominating procedures set  
19 forth in Section 1003 of this Charter is not provided by the  
20 Maryland General Assembly, Sections 1002 and 1003 of the Charter  
21 shall be disregarded and the election procedures set forth in  
22 Sections 1005 and 1006 of this Charter shall govern.

23 Section 1005. Alternative Manner of Election of First Council  
24 and First County Executive. In order that this Charter may  
25 become operative promptly after it becomes law, a special election  
26 to elect the seven members of the first Council and the first  
27 County Executive shall be held on Tuesday, January 23, 1973. At  
28 the time of this special election, five of the Councilmen shall  
29 each reside in a different one of the five existing Commissioner  
30 Districts. The County Executive, the President of the Council,  
31 and the Councilman-at-large may reside anywhere in the County.

1 The ballot shall contain the names of the nominees in alphabetical  
2 order for each of the eight respective offices, without any  
3 indication of the source of their nomination or their affiliation.  
4 Section 1006. Alternative Manner of Nomination of Candidates for  
5 the First Council and the First County Executive. Nominations of  
6 candidates for seats on the first Council and for the office of  
7 the first County Executive shall be made by petition signed by at  
8 least 300 qualified voters of Harford County. Nominating petitions  
9 of candidates shall be filed in the office of the Board of  
10 Supervisors of Elections not later than nine o'clock in the  
11 evening on Tuesday, December 12, 1972. The form of the nominating  
12 petition shall contain the name of the person nominated, the  
13 address of his residence, his occupation or profession, and the  
14 name of the office for which he shall have been nominated, his  
15 acceptance of the nomination, and if elected he will serve. All  
16 candidates shall pay to the Board of Supervisors of Elections a  
17 filing fee of twenty-five dollars which shall not be returned to  
18 the candidate if he withdraws.  
19 Section 1007. Terms of Office of the First Council and of the  
20 First County Executive. If the members of the first Council and  
21 the first County Executive are elected on December 12, 1972,  
22 their terms of office shall commence at noon on Thursday,  
23 December 28, 1972, and shall expire at noon on the first Monday  
24 in December, 1974. If the members of the first Council and the  
25 first County Executive are elected on January 23, 1973, their  
26 terms of office shall commence at noon on Monday, February 12,  
27 1973, and shall expire at noon on the first Monday in December,  
28 1974.  
29 Section 1008. Compensation of the First County Executive. The  
30 first County Executive shall receive compensation of twenty-seven  
31 thousand, five hundred dollars per annum.  
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1 Section 1009. Time Certain Articles Become Operative. Except as  
2 otherwise expressly provided in this Charter, all the provisions  
3 of Articles I through IX shall become operative at such time as  
4 the majority of the members of the first Council and the first  
5 County Executive take office.

6 Section 1010. The Existing County Commissioners. The County  
7 Commissioners in office at the effective date of this Charter  
8 shall continue to hold office until a majority of the members of  
9 the first Council are elected and take office as provided in this  
10 Charter or as may be provided by a law of the Maryland General  
11 Assembly. During the time between the effective date of this  
12 Charter and the time that a majority of the members of the first  
13 Council take office, the County Commissioners shall exercise only  
14 those powers and perform only those duties assigned to them  
15 immediately prior to the effective date of this Charter. At the  
16 time that a majority of the members of the first Council have  
17 taken office, the office of County Commissioner shall cease to  
18 exist in Harford County.

19 Section 1011. Additional Duties of the Director of Administration.

20 (a) In addition to the general duties set forth in Section  
21 312 of this Charter, and until otherwise provided for in accordance  
22 with Sections 313 and 402 of this Charter, the Director of  
23 Administration shall be the Budget Officer.

24 (b) As the Chief Budget Officer of the County, he shall  
25 cause to be prepared and submitted to the County Executive for  
26 his approval and submission to the Council all County budgets,  
27 prepared in the manner and form provided in Article V of this  
28 Charter, and shall study the organization, methods and procedures  
29 of each agency of the County government and submit to the County  
30 Executive periodic reports on their efficiency and economy.  
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1 Section 1012. Council Rules of Procedure. Within sixty days of  
2 taking office, the first Council shall adopt and publish rules of  
3 procedure as required by Section 217 of this Charter.

4 Section 1013. Competitive Bidding. Within eighteen months of  
5 taking office, the first Council shall enact legislation establish-  
6 ing procedures for competitive bidding as required by Section 525  
7 of this Charter.

8 Section 1014. Personnel System. Within eighteen months of  
9 taking office, the first Council shall establish a system of  
10 personnel administration as required by Section 601 of this  
11 Charter.

12 Section 1015. Code of Ethics. Within eighteen months of taking  
13 office, the first Council shall enact a code of ethics as required  
14 by Section 801 of this Charter.

15 Section 1016. Public Disclosure. Within eighteen months of  
16 taking office, the first Council shall enact a public disclosure  
17 law as required by Section 802 of this Charter.

18 Section 1017. Planning Advisory Board. Within sixty days of  
19 taking office, the first County Executive shall appoint, subject  
20 to confirmation by the Council, a Planning Advisory Board as  
21 required by Section 406 of this Charter.

22 Section 1018. Public Works Advisory Board. Within sixty days of  
23 taking office, the first County Executive shall appoint, subject  
24 to confirmation by the Council, a Public Works Advisory Board as  
25 required by Section 408 of this Charter.

26 Section 1019. Parks and Recreation Advisory Board. Within sixty  
27 days of taking office, the first County Executive shall appoint,  
28 subject to confirmation by the Council, a Parks and Recreation  
29 Advisory Board as required by Section 410 of this Charter.

1 Section 1020. Personnel Advisory Board. Within sixty days of  
2 taking office, the first County Executive shall appoint, subject  
3 to confirmation by the Council, a Personnel Advisory Board as  
4 required by Section 606 of this Charter.

5 Section 1021. Human Relations Commission. Within sixty days of  
6 taking office, the first County Executive shall appoint, subject  
7 to confirmation by the Council, a Human Relations Commission as  
8 required by Section 411 of this Charter.

9 Section 1022. Heads of Newly Established Departments. Prior to  
10 June 30, 1973, the County Executive shall appoint a single head  
11 for each of the departments established by Article IV of this  
12 Charter. Such appointments shall be made in accordance with the  
13 provisions of this Charter.

14 Section 1023. Department of the Treasury. The establishment of  
15 the Department of the Treasury provided for in Section 404 of  
16 this Charter shall be held in abeyance until the office of  
17 Treasurer of Harford County is abolished in accordance with  
18 Section 1024 of this Charter.

19 Section 1024. Abolition of the Office of the Treasurer of  
20 Harford County. The office of Treasurer of Harford County shall  
21 stand abolished as of twelve o'clock midnight on April 30, 1975.  
22 The duties, personnel, records, property, and equipment of said  
23 office shall thereupon be transferred to the Department of  
24 Treasury established by Sections 404 and 1023 of this Charter.

25 Section 1025. Abolition of Agencies. The following agencies  
26 shall stand abolished at the time specified unless sooner abolished  
27 by order of the County Executive:

28 (a) Planning and Zoning Commission. The Planning and  
29 Zoning Commission shall stand abolished within six months of the  
30 time the first Council and the first County Executive take office.  
31  
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1 The employees, records, property, and equipment of the Commission  
2 shall thereupon be transferred to the Department of Planning and  
3 Zoning established by Section 405 of this Charter.

4 (b) The Metropolitan Commission. The Metropolitan Commission  
5 and its offices shall stand abolished within one year of the time  
6 the first Council and the first County Executive take office.  
7 The employees, records, property, and equipment of the Commission  
8 shall thereupon be transferred to the Department of Public Works  
9 established by Section 407 of this Charter.

10 (c) Board of Parks and Recreation. The Board of Parks and  
11 Recreation shall stand abolished within six months of the time  
12 the first Council and first County Executive take office. The  
13 employees, records, property, and equipment of the Board shall  
14 thereupon be transferred to the Department of Parks and Recreation  
15 established by Section 409 of this Charter.

16 (d) Civil Service Board. The Civil Service Board shall  
17 stand abolished within six months of the time the first Council  
18 and the first County Executive take office. The records, property,  
19 and equipment of the Board shall thereupon be transferred to the  
20 Personnel Advisory Board established by Section 606 of this  
21 Charter.

22 (e) Commission on Human Relations. The Commission on Human  
23 Relations shall stand abolished within six months of the time the  
24 first Council and the first County Executive take office. The  
25 records, property, and equipment of the Commission shall thereupon  
26 be transferred to the Human Relations Commission established by  
27 Section 411 of this Charter.

28 Section 1026. Other Agencies. All agencies not established, re-  
29 established, or abolished by this Charter shall retain their  
30 present organization and functions for a period of one year from  
31  
32



1 the effective date of this Charter. These agencies shall cease  
2 to exist at the end of this one year unless they are re-established  
3 by legislative act or executive order, as appropriate. This  
4 section shall not apply to boards and commissions established by  
5 State law.]

6 Section 2. *And Be It Further Enacted*, that before this Act  
7 becomes effective, it shall first be submitted to a Referendum of  
8 the legally qualified voters of Harford County in accordance with  
9 Section 905 of the Charter of Harford County, Maryland, at the  
10 General Election to be held in November of 1982. There shall be  
11 printed on the ballots or ballot labels to be used at this  
12 election the title of this Act, and underneath the title, on  
13 separate lines, a square or box to the right of and opposite the  
14 words, "For \_\_\_\_\_", and a corresponding square or box to the  
15 right of and opposite the words, "Against \_\_\_\_\_", so that each  
16 voter of the County may designate his or her decision for or  
17 against the provisions of this Act. If a majority of the votes  
18 cast in the election are "For \_\_\_\_\_", the provisions of this Act  
19 shall become effective from and after the thirtieth (30th) day  
20 following the election, but if a majority of the votes cast in  
21 the election are "Against \_\_\_\_\_", the provisions of this Act  
22 shall be of no effect and null and void.

23 Section 3. *And Be It Further Enacted*, that subject to the  
24 provisions of Section 2 herein and for the sole purpose of  
25 providing for the Referendum therein required, this Act shall  
26 take effect on the date it becomes law.

27 EFFECTIVE: Subject to the provisions of this Bill,  
28 December 3, 1982

29 The Secretary of the Council does hereby  
30 certify that fifteen (15) copies of this bill  
31 are immediately available for distribution to  
32 the public and the press.

*Angela M. Markowski*  
Secretary

BY THE COUNCIL

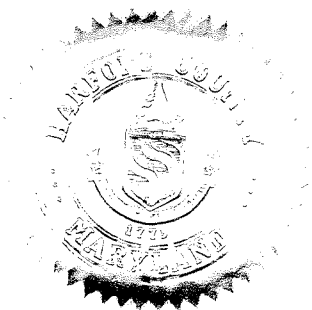
Read the third time, BILL NO. 82-45

Passed LSD 82-26 (August 3, 1982) ~~(with amendments)~~~~XXXXXXXXXXXXXXXXXXXX~~

By order

Angela Masbowski, Secretary

Sealed with the County Seal and presented to the County Executive  
for his approval this 4th day of August, 1982  
at 3:00 o'clock P.M.

Angela Masbowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas B. Branger  
County Executive  
Date August 6, 1982

BY THE COUNCIL

This Bill (No. 82-45), having been approved by the Executive and returned to the Council, becomes law on August 6, 1982, for the purpose of providing for Referendum therein required and subject to the provisions of Section 2 and Section 3 of the Bill.

Angela Masbowski  
Secretary of the Council

This Act, having been approved by a majority of the voters of Harford County, voting on the amendment (Question C) to the Charter of Harford County, Maryland, in General Election on November 2, 1982, stands effective December 3, 1982.

Angela Masbowski  
Secretary of the Council

Rec'd & Filed  
120 7 807  
807  
Shelton & Son, Inc., Harford Co.

EFFECTIVE DATE: December 3, 1982